



FEB 27 2004

PATENT
ATTORNEY DOCKET NO. 50125/019001

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled AAV STRUCTURAL PROTEIN, ITS PREPARATION AND USE, the specification of which was filed on December 18, 2001 as Application Serial No. 09/720,066.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

☐ I acknowledge the duty to disclose all information I know to be material to patentability in accordance with 37 C.F.R. § 1.56.

FOREIGN PRIORITY RIGHTS: I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or (f), or § 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Country	Serial Number	Filing Date	Priority Claimed?
Germany	DE 19827457.2	June 19, 1998	Yes
PCT	PCT/EP99/04288	June 21, 1999	Yes

☐ **PROVISIONAL PRIORITY RIGHTS:** I hereby claim priority benefits under 35 U.S.C. § 119(e) of any United States provisional patent application(s) listed below filed by an inventor or inventors on the same subject matter as the present application and having a filing date before that of the application(s) of which priority is claimed:

Serial Number	Filing Date	Status
		Pending

NON-PROVISIONAL PRIORITY RIGHTS: I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Serial Number	Filing Date	Status

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Paul T. Clark, Reg. No. 30,162; Karen L. Elbing, Ph.D., Reg. No. 35,238; Kristina Bieker-Brady, Ph.D., Reg. No. 39,109; Susan M. Michaud, Ph.D., Reg. No. 42,885; James D. DeCamp, Ph.D., Reg. No. 43,580; Jeffrey Ellison, Ph.D., Reg. No. 51,649; J. Cooper McDonald, Ph.D., Reg. No. 52,011; Jan Tittel, Ph.D., Reg. No. 52,290; Michael J. Belliveau, Ph.D., Reg. No. 52,608; R. Todd Armstrong, Ph.D., Reg. No. 54,590.

Address all telephone calls to: Karen L. Elbing, Ph.D. at 617-428-0200.

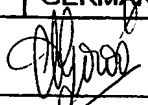
Address all correspondence to: Karen L. Elbing, Ph.D. at Clark & Elbing LLP, 101 Federal Street, Boston, MA 02110. Customer No. 21559

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Michael Hallek	Brunnenstrasse 40, 86938 Schondorf GERMANY	Brunnenstrasse 40, 86938 Schondorf GERMANY	German
Signature:			Date:

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Martin Ried	Am Lohwald 36, 86697 Sinning GERMANY	Am Lohwald 36, 86697 Sinning GERMANY	German
Signature:			Date:

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Gilbert Deleage	43, Rue Saint Romain 69008 Lyon FRANCE	43, Rue Saint Romain 69008 Lyon FRANCE	French
Signature:			Date:

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Anne Girod	Birkenstrasse 7 82287 Jesenwang GERMANY	Birkenstrasse 7 82287 Jesenwang GERMANY	French
Signature: 			Date: 01/02/04

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Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Michael Hallek	Brunnenstrasse 40, 86938 Schondorf GERMANY	Brunnenstrasse 40, 86938 Schondorf GERMANY	German
Signature: <i>Michael Hallek</i>			Date: <i>9.1.04</i>

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
Martin Ried	Am Lohwald 36, 86697 Sinning GERMANY	Am Lohwald 36, 86697 Sinning GERMANY	German
Signature:			Date:

Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
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Full Name (First, Middle, Last)	Residence Address (City, State, Country)	Post Office Address (Street, City, State, Country)	Citizenship
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Signature:			Date: